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EXAMINER

FLANAGAN, BEVERLY MEINDL

ART UNIT PAPER NUMBER

3739

DATE MAILED: 02/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

***Response to Amendment***

The reply filed on November 29, 2004 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): As indicated in an interview with Attorney Norton Townsley on February 9, 2005, the amendment does not address the rejection of claims 3, 9, 15 and 21 in the Office action mailed September 21, 2004. As explained by Attorney Townsend, pages 3 and 4 of the Office action (on which the rejection of claims 3, 9, 15 and 21 was set forth) were mistakenly not scanned upon receipt at the mailing address. Thus, Attorney Townsend believed claims 3, 9, 15 and 21 to be contain allowable subject matter and addressed the claims accordingly in the amendment of November 29, 2004. As claims 3,9,15 and 21 were rejected, the amendment is non-responsive due to inadvertent error. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Beverly M. Flanagan whose telephone number is (571) 272-4766. The examiner can normally be reached on Mondays, Wednesdays and Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Linda C.M. Dvorak can be reached on (571) 272-4764. The fax phone

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number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
Beverly M. Flanagan  
Primary Examiner  
Art Unit 3739

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